

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER:	1734.01
COMPLAINT INVESTIGATOR:	Jane Taylor-Holmes
DATE OF COMPLAINT:	April 19, 2001
DATE OF REPORT:	May 1, 2001
REQUEST FOR RECONSIDERATION:	no
DATE OF CLOSURE:	May 22, 2001

COMPLAINT ISSUES:

Whether the Mt. Vernon Community School Corporation and the Hancock-South Madison Joint Services violated:

511 IAC 7-25-4(b) with regard to the school's alleged failure to conduct an educational evaluation and convene a case conference committee within sixty instructional days from the date of the parent's written consent.

FINDINGS OF FACT:

1. The student (the "Student") is eight years old and attends the local elementary school (the "School"). The Student is has not been identified as a student who is eligible for special education and related services.
2. The Complainant signed the *Permission For Evaluation* form on January 17, 2001. The education evaluation (the "Evaluation") had not been completed as of the date that this complaint was filed.
3. The local director of special education (the "Director") acknowledged that the sixty instructional day timeline was not met. However, the Director stated that the Student was to be evaluated on April 24, 2001, and that the case conference committee (the "CCC") would convene within ten days of the completion of the Evaluation.

CONCLUSIONS:

1. Findings of Fact #1, #2, and #3 indicate that the Complainant referred the Student, who is a general education student, for an Evaluation. The completion of the Evaluation and the conduct of the CCC were not within the prescribed sixty instructional days. A violation of 511 IAC 7-25-4(b) occurred.

The Department of Education, Division of Special Education requires the following corrective action based on the Findings of Fact and Conclusions listed above.

CORRECTIVE ACTION:

The Mt. Vernon Community School Corporation and the Hancock-South Madison Joint Services shall:

1. submit a copy of the *CCC Report* via fax to the Division no later than May 7, 2001.
2. submit a letter from the Director assuring that future educational evaluations and CCC meetings shall be conducted within sixty instructional days of the date that written parental consent is given. A copy of the assurance statement shall be faxed to the Division no later than May 7, 2001.

DATE REPORT COMPLETED: May 1, 2001